

PATENT APPLICATION SERIAL NO. \_\_\_\_\_

U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICE  
FEE RECORD SHEET

13/28/2005 MNGUYEN 00000019 160221 10653692

I1 FC:2202 475.00 DA  
I2 FC:2201 300.00 DA

Adjustment Date: 09/16/2005 SDIRETAL  
03/28/2005 MNGUYEN 00000019 160221 10653692  
01 FC:2202 475.00 CR  
02 FC:2201 300.00 CR.

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PTO-1556  
5-87

PATENT AND TRADEMARK  
OFFICE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE 2-27

In re Application of: Allen Carl  
Serial No.: 10/653,692  
Filed: 09/02/2003  
For: US PATENT & TRADEMARK  
OFFICE  
SELECTIVE DELIVERY OF CRYOGENIC ENERGY  
TO INTERVERTEBRAL DISC TISSUE AND  
RELATED METHODS OF INTRADISCAL  
HYPOTHERMIA THERAPY  
Group Art Unit: 3739  
Examiner: Unknown  
Attorney's Docket No.: CARL-1 CON

Mail Stop 16

Director of the US Patent and Trademark Office  
PO Box 1450  
Alexandria, VA 22313-1450

Sir:

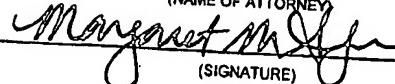
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July 20, 2005

(DATE OF DEPOSIT)

Margaret M. Slezak

(NAME OF ATTORNEY)



(SIGNATURE)

July 20, 2005

(DATE OF SIGNATURE)

REQUEST FOR REFUND

Our Deposit Account Statement dated March 2005 indicates  
that two charges in the amounts of \$475.00 and \$300.00 were  
charged to Deposit Account No. 16-0221 without authorization.  
The March 2005 statement also indicates that \$105.00 was refunded.

CARL-1 CON

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DIVISION

- 2 -

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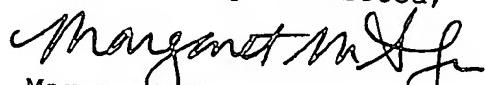
to Deposit Account No. 16-0221 with regard to the above-~~RECEIVED~~  
identified patent application. Please refer to the enclosed copy  
of the Deposit Account Statement. We believe that the Deposit  
Account charges were in error and without authorization for the  
reason mentioned below.

The above-identified application was filed 9/02/2003 with a total of 39 claims (6 independent) and without paying any of the filing fees. Subsequently, on 3/15/2005, we filed a Response to Notice of Missing Parts, which included the basic filing fee and surcharge for late payment. Also at this time, we submitted a Preliminary Amendment which canceled all but one claim. Since the additional claims are no longer a part of the application we request that the charges to the deposit account for additional claim fees be refunded.

Please investigate this matter and please credit our Deposit Account No. 16-0221 accordingly.

Thank you.

Respectfully submitted,



Margaret M. Slezak, Esq.  
Registration No. 55,625  
Pandiscio & Pandiscio, P.C.  
470 Totten Pond Road  
Waltham, MA 02451-1914  
Tel. (781) 290-0060

EC2/CARL1CON.REF

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**Deposit Account Statement**

**Requested Statement Month:**

March 2005

**Deposit Account Number:**

160221

**Name:**

PANDISCIO & PANDISCIO, P.C.

**Attention:**

NICHOLAS PANDISCIO

**Address:**

470 TOTTEN POND ROAD

**City:**

WALTHAM

**State:**

MA

**Zip:**

02154

**Country:**

UNITED STATES OF AMERICA

DATE	SEQ	POSTING REF	TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
03/01	31	10119389		CHAN-1 CON 6	1814	\$80.00	\$8,260.00
03/09	31	PCT/US03/09414			9204	-\$88.00	\$8,348.00
03/09	32	D502039			8001	\$9.00	\$8,339.00
03/09	131	29181567		GOTZ-12 DES	2252	\$10.00	\$8,329.00
03/10	3	09715714		INNO-31	1201	\$1,200.00	\$7,129.00
03/10	162	10959920			9204	-\$40.00	\$7,169.00
03/10	163	10959920			9204	-\$65.00	\$7,234.00
03/11	188	3113649			8001	\$3.00	\$7,231.00
03/11	189	424088			8001	\$3.00	\$7,228.00
03/11	190	4292764			8001	\$3.00	\$7,225.00
03/11	191	3107758			8001	\$3.00	\$7,222.00
03/11	192	454343			8001	\$3.00	\$7,219.00
03/11	193	3134134			8001	\$3.00	\$7,216.00
03/11	194	3546736			8001	\$3.00	\$7,213.00
03/11	195	3545032			8001	\$3.00	\$7,210.00
03/11	196	4881353			8001	\$3.00	\$7,207.00
03/11	197	4570384			8001	\$3.00	\$7,204.00
03/11	198	4078334			8001	\$3.00	\$7,201.00
03/11	199	3384996			8001	\$3.00	\$7,198.00
03/11	200	3147831			8001	\$3.00	\$7,195.00
03/15	66	10818012		AM-6	2051	\$65.00	\$7,130.00
03/17	35	10401819		MCCART-1	2202	\$125.00	\$7,005.00
03/21	3	11053576			9204	\$175.00	\$6,830.00
03/21	15	11053576		ECO-5 CON 1B	2081	\$325.00	\$6,505.00
03/21	66	10653692			9204	-\$105.00	\$6,610.00
03/28	5	PCT/US05/06412			9204	-\$72.00	\$6,682.00
03/28	25	60658279		EXCHANGE-1 PROV	2085	\$125.00	\$6,557.00

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## Deposit Account Statement

Page 2 of 2

PATENT  
Dated 1-1-1985  
\$475.00 \$6,082.00  
\$300.00 \$5,782.00  
\$10.00 \$5,792.00  
\$40.00 \$5,832.00  
\$100.00 \$5,732.00

03/28	54	10653692	CARL-1 CON	2202	\$475.00	\$6,082.00
03/28	55	10653692	CARL-1 CON	2201	\$300.00	\$5,782.00
03/29	1	29181567	GOTZ-12 DES	2252	-\$10.00	\$5,792.00
03/29	4	29181567		9204	\$400.00	\$5,832.00
03/30	6	10459335	SCHOTT-3	1811	\$100.00	\$5,732.00
<b>START</b>			<b>SUM OF</b>		<b>SUM OF</b>	<b>END</b>
<b>BALANCE</b>			<b>CHARGES</b>		<b>REPLENISH</b>	<b>BALANCE</b>
<b>\$8,340.00</b>			<b>\$3,028.00</b>		<b>\$420.00</b>	<b>\$5,732.00</b>

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**HUDAK, SHUNK & FARINE CO. L.P.A.**  
2020 Front Street, Suite 307, Cuyahoga Falls, Ohio 44221  
Telephone: 330-535-2220  
Facsimile: 330-535-1435

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To: REFUND DIVISION - USPTO

Date: July 21, 2005

Recipient's Fax No.: 1-571-273-6500

From: Joyce Spencer

**RE: Charges Made By Another Firm to our Deposit Account 08-3150**

We just received our Deposit Account Statement for June 2005 and found that there are two charges made to our account which are not ours. I have circled these charges on the attached copy of the Statement. We have no idea what they are or how they got on our Deposit Account. We would like them removed and our account credited for \$1,350.00 as soon as possible.

If you have any questions, you can contact me at the above number.

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MONTHLY STATEMENT  
OF DEPOSIT ACCOUNT

To replenish your deposit account, detach and return top portion with your check. Make check payable to Director of Patents & Trademarks.

HUDAK & SHUNK CO. L. P. A.  
JOYCE SPENCER  
2020 FRONT ST., SUITE 307  
CUYAHOGA FALLS, OH 44221

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JUL 21 2005

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CO., LPA.

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6 6 05	59	60585829				
6 6 05	60	11105494	2040P07072A	8007	20.00	3741.00
6 10 05	8	08655491	2040P07072A	8007	20.00	3721.00
6 10 05	9	08655491	5479USCI	2453	685.00	3036.00
6 27 05	1851	11100994	5479USCI	2501	665.00	2371.00
				8021	40.00	2331.00

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OPENING BALANCE      TOTAL CHARGES      TOTAL CREDITS      CLOSING BALANCE

3761.00      1430.00      0.00      2331.00

PAGE 2/2\* RCV'D AT 7/21/2005 12:10:46 PM [Eastern Daylight Time] \* SVR:USPTO-EFXRF-6/24 \* DNI:2736500 \* CSID: \* DURATION (mm:ss):00:52 \* CYEPODPAWN TINTAI P R2

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